



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, March 23, 2011 at 12:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED	4/27/2011

MEMBERS PRESENT

Robert Doyle, Public Member, **President**, Presiding
Lisa Ritchie, Professional Member, **Vice President**
Dr. William Northey, LMFT, **Secretary**
Ruth Banta, Public Member
Daniel Cherneski, LMFT
Daniel Cooper, LPCMH
Mary Davis, LCDP
Julius Mullen, LPCMH
Vera Murrell, Public Member
Clayton Yocum, Sr., Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Danny Stevenson, Deputy Attorney General
Kay Warren, Deputy Director
Jessica Williams, Administrative Specialist II

MEMBERS ABSENT

Dean Aman, LPCMH
Tracy Hansen, LMFT

ALSO PRESENT

Briana Buker
Juli Labadia, Wilcox & Fetzer

CALL TO ORDER

Mr. Doyle called the meeting to order at 12:02 p.m.

Welcome New Board Member

Board introductions took place to benefit the new Board member, Dr. Julius Mullen.

REVIEW OF MINUTES

MHCDP Meeting Minutes – February 23, 2011

The Board reviewed the February 23, 2011 meeting minutes for approval. Dr. Northey made a motion, seconded by Mr. Cherneski, to approve the minutes as amended. Motion unanimously carried.

HEARING

12:45 p.m. – Proposal to Deny Hearing – Briana Buker

At 12:45 p.m., Mr. Doyle called the proposal to deny hearing to order on the application submitted by Briana Buker. Mr. Stevenson stated the purpose of the hearing. Verbatim testimony was taken by the court reporter. Ms. Buker was sworn in, and requested to withdrawal her application at this time and asked for the Board's assistance in regards to the courses she would need to take as well as approved supervisors.

UNFINISHED BUSINESS

Review Subcommittee's Suggestions Regarding Substantially Similar States

Dr. Northey informed the Board of the Subcommittee's decision in regards to previously approved substantially similar states. The Subcommittee proposed to modify the current reciprocity regulations to add language from the certification section to the reciprocity section; this change would make it explicit that if an applicant is applying by reciprocity, then NBCC certification is needed. Dr. Northey made a motion, seconded by Ms. Ritchie to approve the change to the regulation. Mr. Stevenson will draft the regulations for the Board to review during their April meeting. Motion unanimously carried.

Review Previously Tabled application for Sara Brinkerhoff

Ms. Ritchie made a motion, seconded by Ms. Murrell to propose to deny the LCDP application for Sara Brinkerhoff. Ms. Brinkerhoff is certified by the National Board of Addiction Examiners. The Subcommittee was unable to find information in regards to the credentialing service to determine if it is substantially similar to NADAC. Motion unanimously carried.

NEW BUSINESS

Review of Applications for LPCMH Licensure by Certification – Michael Nichols

The Board reviewed Michael Nichols' application for LPCMH licensure by certification. Dr. Northey made a motion, seconded by Mr. Cherneski, to **approve** the application. Motion carried with Mr. Yocum abstaining.

Review of Applications for LPCMH Licensure by Certification – Larry Hensley

The Board reviewed Larry Hensley's application for LPCMH licensure by certification. Mr. Ritchie made a motion, seconded by Mr. Cherneski, to **approve** the application. Motion unanimously carried.

Review of Applications for LPCMH Licensure by Certification – Lisa Shaffer

The Board reviewed Lisa Shaffer's application for LPCMH licensure by certification. Mr. Cherneski made a motion, seconded by Ms. Davis, to **approve** the application. Motion unanimously carried.

Review of Applications for LPCMH Licensure by Reciprocity – Thomas Gray

The Board reviewed Thomas Gray's application for LPCMH licensure by reciprocity. Mr. Cherneski made a motion, seconded by Mr. Cooper, to **approve** the application. Motion unanimously carried.

Review of Applications for LPCMH Licensure by Reciprocity – LaVera Potts

The Board reviewed LaVera Potts' application for LPCMH licensure by reciprocity. Mr. Cherneski made a motion, seconded by Mr. Cooper, to **approve** the application. Motion unanimously carried.

Review of Applications for LACMH Licensure-Todd Grande

The Board reviewed Todd Grande's application for LACMH licensure. Mr. Cherneski made a motion, seconded by Ms. Ritchie, to **approve** the application. Motion unanimously carried.

Review of Applications for LACMH Licensure-Cheryl Wilson

The Board reviewed Cheryl Wilson's application for LACMH licensure. Mr. Cherneski made a motion, seconded by Ms. Ritchie, to **table** the application due to the duty to report form not being completed. Motion unanimously carried.

Schedule Propose to Deny Hearing for Raffaella Ballard

Ms. Williams informed the Board that Ms. Ballard's application was tabled in 2008, and the necessary documentation has not been received. The Board decided to schedule a PTD hearing for the May 25, 2011 meeting to formally deny her application.

Review CE's for License Renewal-Mani Thomas

Ms. Williams informed the Board that Mani Thomas renewed his license in 2010, but attested that he did not complete the required amount of continuing education. Mr. Thomas has submitted the necessary documentation for the Board to review to issue his new license. Mr. Cherneski made a motion, seconded by Ms. Ritchie, to approve the continuing education credits and to release the hold for Mr. Thomas' license. Motion unanimously carried.

CE Audit

The Board reviewed the audit information submitted by the licensees who were selected for random audit and took the following actions:

Dr. Northey made a motion, seconded by Mr. Cherneski, to send letters to all licensees who passed the audit. Motion unanimously carried.

Dr. Northey made a motion, seconded by Mr. Cherneski, to send letters to the licensees who have not responded to the audit, to advise them that they have 30 days to comply with the audit or they will need to come for a rule to show cause hearing at the May board meeting. Motion unanimously carried.

Dr. Northey made a motion, seconded by Mr. Cherneski, to send letters to the licensees who were deficient because they did not have enough face to face hours, needed to provide additional documentation, or because the board did not accept some of their coursework, to advise them that they have 90 days to make up the deficiency. Motion unanimously carried.

Dr. Northey made a motion, seconded by Mr. Cherneski, to send letters to the licensees who were deficient because they did not have enough CE that was completed during the licensure period, to advise that they will need to come for a rule to show cause hearing at the May board meeting. Motion unanimously carried.

Dr. Northey made a motion, seconded by Mr. Cherneski, to send a letter to the licensee who provided course certificates with no sponsor, organization, or instructor credentials, to advise that she will have 30 days to provide additional documentation to prove that the courses are acceptable, or she will need to come for a rule to show cause hearing. Motion unanimously carried.

Update COAMFTE Course Comparison Form

Mr. Cherneski made a motion, seconded by Mr. Yocum to appoint Dr. Northey to update the COAMFTE course comparison form. Motion unanimously carried.

Correspondence

There was no correspondence.

Other Business (for discussion only)

Ms. Williams informed the Board that a new bill was introduced in to legislature on March 22, 2011 in regards to licensee's who have been convicted of a felony sex offense. The bill will require permanent revocation of the license of any mental health or chemical dependency professional convicted of a felony sexual offense.

Section 2 of this bill makes it a ground for discipline if a licensed mental health or chemical dependency professional fails to report child abuse or neglect as required of every person by 16 Del. C. § 903, or if a licensee fails to report to the Board any licensee or other healthcare professional who is reasonably believed to be guilty of unprofessional conduct or physically or mentally incapable of practicing their profession. It also provides that any licensee who makes a good faith report against a licensee or other healthcare professional is not subject to civil or criminal liability for reporting.

Ms. Warren answered the Board's questions regarding the new bill.

Ms. Davis informed the Board that she will not be serving a second term, but will stay on the Board until a replacement is found.

Public Comment

There was no public comment

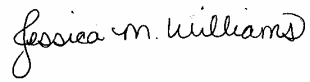
Next Meeting Date

The Board's next meeting is scheduled for March 23, 2011, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Ms. Murrell, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 1:03 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jessica M. Williams".

Jessica Williams
Administrative Specialist II